

Entered -07-02-01 - sb
CL 01L0409 - ALEXIS HOLMES

CLAIM OF: ALAMO RENT-A-CAR INC
P.O. Box 930738
Atlanta, Georgia 31195

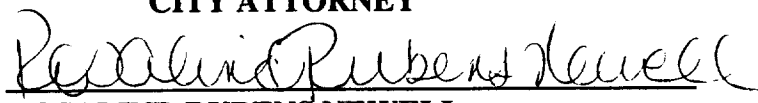
01-R-1194

For damages alleged to have been sustained as a result of a
automobile accident on February 5, 2001 at Northside Drive
Ramp, NW.

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION
COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that
the action of the Department of Law be approved in
authorizing payment to **ALAMO RENT-A-CAR, INC.** the
sum of **\$2,000.00** in full settlement and satisfaction of all
claims, past, present and future, of every kind and character
for damages alleged to have been sustained as a result of a
automobile accident on February 5, 2001 at Northside Drive
Ramp, NW., as is more particularly set forth in the within
claim; said sum taken from and charged to account
1A01/529017/T31001, Settlement of Suits and Claims,
Department of Law.

APPROVED: SUSAN PEASE LANGFORD
CITY ATTORNEY

BY: 
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0409

Date: 7/02/09

Claimant /Victim ALAMO RENT-A-CAR, INC.

BY: (Atty) _____

Address: P.O. Box 930738

Subrogation: _____ Claim for Property damage \$ 2,624.56 Bodily Injury \$ _____

Date of Notice: 6/26/01 Method: Written, proper X Improper _____

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 2/5/01 Place: I-75 Northside Drive Ramp

Department Public Works Division: Street Operations

Employee involved Willie Lovett Disciplinary Action: None Taken

NATURE OF CLAIM: The driver of the City vehicle rear ended the claimant's vehicle causing damages in the above amount.

INVESTIGATION:

Statements: City employee _____ Claimant _____ Other _____ Written X Oral X

Pictures X Diagrams X Reports: Police X Dept Report X Other _____

Traffic citations issued: City Driver _____ Claimant Driver _____

Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____

Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable _____

City not involved _____ Offer rejected _____ Compromise settlement X

Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____

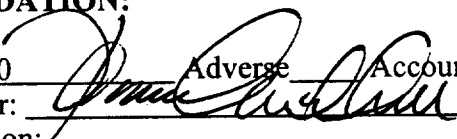
Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - ALEXIS HOLMES

RECOMMENDATION:

Pay \$ 2,000.00 Adverse _____ Account charged: 1A01 X 2J01 _____ 2H01 _____

Claims Manager:  Concur/date 0712-01

Committee Action: _____ Council Action _____



Holmes
06/26/01
[Signature]

06/21/01

ENTERED - 7-2-01 - SB
01L0409 - ALEXIS HOLMES

ATLANTA EMERGENCY
STREET REPAIRS
ATT: MR. R. HOLT
1111 HILL STREET S.E.
ATLANTA GA 30315-2401

RE: Our File Number: T6372142-01
Date of Incident: 02/05/01
Amount of Loss: \$2761.18
Your Employee: WILLIE LOVETT

Your employee was involved in an incident with an Alamo Rent A Car, Inc. vehicle on 02/05/01. Our vehicle was a 2001 WHITE CHEVROLET CAVALIER 631SAL GA .
If you are insured for this incident, please forward this letter to you insurance agent or insurance company so that they can protect your interests. If you are not insured, please contact our Damage Recovery Unit at 1-800-327-0421.

The damages incurred to our vehicle, along with any towing, and loss of use charges, is detailed in the enclosed documentation for your review.

Our loss of use fee is for the time the vehicle was out of service. We calculated this fee by dividing the repair hours by eight hours and rounding that number up to the next highest number. This represents the number of days of lost rental while the car is in a repair shop for repairs. Because we do not rent every car every day, we have discounted the number of days of lost use by a factor which represents the percentage of cars that were not on rent on the day of the incident. This amount was multiplied by the renter's daily rental rate plus the change of equipment rate, if any. The amount of revenue due to loss of use is \$136.62 .

The entire amount owed for property damage is as follows:

Damage Amount..... \$2624.56
Loss of Use:
Out-of-Service Days 6

Payment Mailing Address: Alamo Rent-a-Car Inc, P.O. Box 930738, Atlanta, Georgia 31193
Correspondence Mailing Address: P.O. Box 310723 Boca Raton, Florida 33431-0723
Telephone 1-800-327-0421

404 624-0720

GENERAL RELEASE AND INDEMNIFICATION

CLAIM NUMBER 01L0409

\$ 2,000.00

IN CONSIDERATION of the sum of TWO THOUSAND AND 00/100
 DOLLARS, to be paid to me by the CITY OF ATLANTA, the future receipt of which is hereby
acknowledged, I do hereby, for myself, my heirs, executors, administrators, and assigns, release and forever
discharge said City, its officers and employees, including but not limited to Willie Lovett, from any and all claims,
demands, actions, causes of action, suits, damages, loss and expenses, of whatsoever kind or nature for or on account
of anything that has heretofore occurred, and particularly for or on account of automobile accident
which occurred on or about the 5th day of February, 2001
at or near Northside Drive Ramp to Northside Drive/Marietta Street/10th Street, NW

It is further understood and agreed that the payment of the above named sum is not to be considered as an admission on the part of the City, its officers, agents, servants or employees, of any liability whatsoever and the undersigned further covenants and agrees to indemnify and hold harmless the City of Atlanta, its officers, agents, servants and employees, from any and all claims, damages or costs which the said City of Atlanta, its officers, agents, servants and employees, may be called upon to make as a result of the event hereinbefore referred to.

And I now state that the only consideration for my signing this release and indemnification is the payment of the sum stated above; that no other promise or agreement of any kind or nature has been made to or with me by said City or its agents to cause me to sign this release, and that I fully understand the meaning and intent of this instrument.

WITNESS my hand and seal this 18th day of July, 2001

Napoleon Coley (LS)
ALAMO RENT-A-CAR INC.

The above release was read and explained to, and signed by the said Alonso Rent a Car

in our presence on the date above written.

Paris V. Ferguson

WITNESSES

01-*ℓ* -1194